IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE CIVIL JURISDICTION

WRIT PETITION NO.4000 OF 2007

M/s.Airking Enterprises
Through Shri Mansur Ali B. Abedanwalla — Petitioner
vs.
Shri Ravindra Tuklaram Bamne — Respondents

Ms.Shubhangi Vaidya i/b. Mr.Arun V. Vaidya for the petitioner.

Mr.A.D.Shetty with Miss.Rita Joshi for respondent no.1.

CORAM : ANOOP V. MOHTA,J.

DATED : 9th August, 2007

P.C.

The petitioner has challenged the impugned award dated 28.7.2006 passed in Reference (IDA) No.624/2003.

The operative of the award is as under:

"i. The reference is allowed.

ii. The 2nd party is entitled to get full back wages w.e.f. 1.7.2002 till today and continuity of service.

iii. The 2nd party is entitled to Rs.50,000/- (Rupees fifty thousand only) by way of compensation instead of reinstatement. "

2. After hearing and considering the rival contention as raised and recorded, I am of the view that the Labour

Court has considered all the submissions and contentions raised on behalf of the parties and further held that the Second Party i.e. the respondent who was in employment with the petitioner since 2.3.1994 till 1.7.2002 and further that his services were terminated illegal on 1.7.2002 and, therefore, ordered accordingly as reproduced above. In Writ Petition No.3966/2007 in similarly situated reference between the petitioner and other workers, the Court by order dated 30th July 2007 refused to interfere with such orders/awards.

3. Consequently, the petition is rejected.

[ANOOP V. MOHTA,J.]